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TRANSMITTAL FORM

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Total Number of Pages in This Submission

6

Application Number

10/658,348

Filing Date

September 8, 2003

First Named Inventor

Stephen Pacetti

Group Art Unit

1762

Examiner Name

Erma C. Cameron

Attorney Docket Number

50623.332

ENCLOSURES (check all that apply)

☒ Deposit Account 07-1850 Authorization

☒ Postage Paid Return Postcard

☒ Response to Restriction Requirement (2 pages) (in duplicate)

☐ Amendment Transmittal Letter (in duplicate)

☐ Affidavits/declaration(s)

☐ Petition for Extension of Time (___ month) (in duplicate)

☐ Information Disclosure Statement (in duplicate) with Form PTO-1449 and ___ References

☒ Express Mail Label No. EV 721157158 US

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/Incomplete Application

☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Assignment Papers (for an Application)

☐ Drawing(s) In/Formal ___ Sheets with Submission of Drawings Transmittal

☐ Issue Fee Transmittal with PTO-85b (in duplicate)

☐ Request for Continued Examination Transmittal (RCE)

☐ Fee Transmittal Form (in duplicate)

☐ Power of Attorney, Revocation Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) ___

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Request for Status of Application

☐ Other Enclosure(s) (please identify below):

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

Squire, Sanders & Dempsey L.L.P.
Cameron K. Kerrigan, Reg. No. 44,826

Signature

C. Kerrigan

Date

December 21, 2005

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name

Mary M. Padilla

Signature

Mary M. Padilla

Date

December 21, 2005

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application Of:

Examiner: Erma C. Cameron

Stephen D. Pacetti et al.

Art Unit: 1762

Serial No: 10/658,348

Filed: September 8, 2003

For: METHOD OF FORMING A
DIFFUSION BARRIER LAYER
FOR IMPLANTABLE DEVICES

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Dear Examiner Cameron:

This communication is in response to the restriction requirement mailed on
December 7, 2005.

Applicants elect Group I, species b) in paragraph 5, claims 59-63 without traverse.

Applicants reserve the right to filing a divisional application.


The undersigned authorize the examiner to charge any fees that may be required
or credit of any overpayment to be made to Deposit Account No. 07-1850.

Should the Examiner have any questions regarding this communication, the Examiner is invited to contact the undersigned at the telephone number shown below.

Date: December 21, 2005

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Respectfully submitted,



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